



Customer No. 22,852
Attorney Docket No.: 04329.2698

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Norimasa NIYA)
) Group Art Unit: 2643
Application No.: 09/993,708 /)
) Examiner: Not Yet Assigned
Filed: November 27, 2001)
)
For: **KEY TELEPHONE SYSTEM, KEY**)
TELEPHONE, INTERFACE UNIT,)
AND TRANSMISSION SCHEME)
DETERMINATION METHOD

Assistant Commissioner for Patents
Washington, DC 20231

Attention: **BOX MISSING PARTS**

Sir:

RESPONSE TO NOTICE OF OMITTED ITEM(S)

IN A NONPROVISIONAL APPLICATION

In response to the Notice of Omitted Item(s) in a Nonprovisional Application dated December 11, 2001, it is respectfully submitted that Figures 14 and 15 were filed in the U.S. Patent and Trademark Office with the application on November 27, 2001. A copy of the date-stamped PTO card is enclosed.

Accordingly, applicants respectfully request that the Notice of Omitted Item(s) in a Nonprovisional Application be withdrawn. A copy of the Notice of Omitted Item(s) in a Nonprovisional Application is also enclosed.

259321-1

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Since it appears the Office does not have the copies of Figures 14 and 15 filed on November 27, 2001, applicant submits copies thereof for the Office's use.

Since applicant filed Figures 14 and 15 timely on November 27, 2001, with the application, it is respectfully submitted that no fee should be required.

However, if any fee is due in connection with the filing of this response, or if a fee is required for an extension of time, this is a petition therefor and please charge the fees to our deposit account no. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: January 17, 2002

By: 

Richard V. Burgujian
Reg. No. 31,744

Enclosures
RVB/FPD/sci

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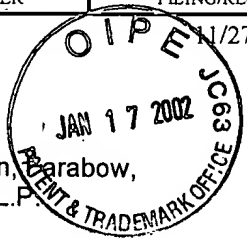


UNITED STATES PATENT AND TRADEMARK OFFICE

RVB/USD

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/993,708	11/27/2001	Norimasa Niiya	04329.2698



RECEIVED

DEC 17 2001

CONFIRMATION NO. 8384

FORMALITIES LETTER



OC000000007183481

Finnegan, Henderson, Farabow,
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1300 I Street, N.W.
Washington, DC 20005-3315

FINNEGAN, HENDERSON,
FARABOW, GARRETT & DUNNER, L.L.P.

Date Mailed: 12/11/2001

NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) **Fig.14 and 15** described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h)) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

DEC 18 2001

12/17/01

A copy of this notice MUST be returned with the reply.

RUB/USD



PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:

New U.S. Patent Application for: **KEY TELEPHONE SYSTEM, KEY TELEPHONE, INTERFACE UNIT, AND TRANSMISSION SCHEME DETERMINATION METHOD**

Inventor: **Norimasa NIIYA**

BOX PATENT APPLICATION

1. Check for \$1122.00
2. Transmittal Letter
3. Spec. 36 pgs. 6 indep. clms. and 25 clms. total
4. Drawings - 10 sheets of formal drawings containing 16 figures
5. Declaration and Power of Attorney
6. Recordation Form Cover Sheet
7. Assignment to **Kabushiki Kaisha Toshiba**
8. Certified copy of Japanese Patent Application No. 2001-005559, filed on January 12, 2001.
9. Information Disclosure Statement and Information Disclosure Citation, PTO 1449 with document attached



Dated: November 27, 2001

Docket No.: 04329.2698

CUSTOMER NUMBER: 22,852

RVB/FPD/sci Mail Drop 360

(Due Date: November 30, 2001)

Wet 11-28-01 pmg

A handwritten signature, possibly "AK", in the bottom right corner.